

HOUSE BILL 1029

By Todd

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 39, Part 2, relative to persons required to register under the "Tennessee Sexual Offender and Violent Sexual Offender Registration, Verification and Tracking Act of 2004".

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-39-202, is amended by deleting subdivision (16) and substituting instead the following:

(16) "Sexual offender" means a person who has been convicted in this state of committing a sexual offense as defined in subdivision (17); has another qualifying conviction as defined in subdivision (2); or was required to register as a sexual offender in another state prior to establishing a residence in this state; provided, that:

(A) The conviction occurs on or after January 1, 1995; or

(B) If the conviction occurred prior to January 1, 1995, the person:

(i) Remains under, or is placed on probation, parole, or any other alternative to incarceration on or after January 1, 1995;

(ii) Is discharged from probation, parole, or any other alternative to incarceration on or after January 1, 1995; or

(iii) Is discharged from incarceration without supervision on or after January 1, 1995; or

(C) The person was required to register as a sexual offender in another state on or after January 1, 1995;

SECTION 2. Tennessee Code Annotated, Section 40-39-202, is further amended by deleting subdivision (24) and substituting instead the following:

(24) "Violent sexual offender" means a person who has a conviction, as defined in subdivision (2), for a "violent sexual offense", as defined in subdivision (25), or who was required to register as a violent sexual offender in another state prior to establishing a residence in this state; provided, that:

(A) The conviction occurs on or after January 1, 1995;

(B) If the conviction occurred prior to January 1, 1995, the person:

(i) Remains under, or is placed on probation, parole, or any other alternative to incarceration on or after January 1, 1995;

(ii) Is discharged from probation, parole, or any other alternative to incarceration on or after January 1, 1995; or

(iii) Is discharged from incarceration without supervision on or after January 1, 1995; or

(C) The person was required to register as a violent sexual offender in another state on or after January 1, 1995;

SECTION 2. This act shall take effect July 1, 2007, the public welfare requiring it.